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7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 SAJIA GHIAS,

15 Defendant.
16

Case No. 5:22-po-00055-SAB-1

STIPULATION TO VACATE PRELIMINARY
HEARING AND SET FOR STATUS
CONFERENCE; ORDER

Date: July 5, 2022

Time: 10:00 a.m.

Judge: Hon. Stanley A. Boone

17 **IT IS HEREBY STIPULATED** by and between the parties through their respective
18 counsel, Assistant United States Attorney Alexandre Mikhail Dempsey, counsel for the plaintiff,
19 and Assistant Federal Defender Erin Snider, counsel for defendant Sajia Ghias, that the Court
20 may vacate the preliminary hearing currently scheduled for May 19, 2022, at 10:00 a.m. and set
21 the matter for a status conference on July 5, 2022, at 10:00 a.m.

22 Ms. Ghias was charged in Citation No. 7509301 with possession of a controlled
23 substance in violation of 21 U.S.C. § 844—a Class A misdemeanor. Ms. Ghias is charged in
24 Citation Nos. 7509302 and 7056950 with refusal to obey a peace officer in violation of 18 U.S.C.
25 § 2800 (incorporating California Vehicle Code 2800) and trespassing on government property in
26 violation of 18 U.S.C. § 1382—Class B misdemeanors. Ms. Ghias made her initial appearance
27 on the citations on May 3, 2022, at which time defense counsel requested a preliminary hearing
28 for Citation No. 7509301. The Court set the preliminary hearing for May 19, 2022, at 10:00 a.m.

1 On May 13, 2022, the government moved pursuant to Federal Rule of Criminal
2 Procedure 48(a) to dismiss Citation No. 7509301 in the interest of justice. The Court granted the
3 government's motion that same date. Because the remaining citations—Citation Nos. 7509302
4 and 7056950—are Class B misdemeanors carrying a maximum term of imprisonment of six
5 months, Ms. Ghias is no longer entitled to a preliminary hearing under Federal Rule of Criminal
6 Procedure 5.1. *See* Fed. R. Crim. P. 5.1 (excepting petty offenses).

7 Accordingly, in the light of the dismissal of Citation No. 7509301, the parties agree that
8 the Court should vacate the May 19, 2022 preliminary hearing and schedule a status conference
9 for July 5, 2022, at 10:00 a.m. for the remaining citations.

10 Respectfully submitted,

11 PHILLIP A. TALBERT
12 United States Attorney

13 Date: May 16, 2022

/s/ Alexandre Mikhail Dempsey
14 ALEXANDRE MIKHAIL DEMPSEY
Assistant United States Attorney
Attorney for Plaintiff

15
16 HEATHER E. WILLIAMS
Federal Defender

17
18 Date: May 16, 2022

/s/ Erin Snider
19 ERIN SNIDER
Assistant Federal Defender
Attorney for Defendant
20 SAJIA GHAS

ORDER

IT IS SO ORDERED. The Court vacates the preliminary hearing scheduled for May 19, 2022, at 10:00 a.m. The Court schedules a status conference regarding Citation Nos. 7509302 and 7056950 for July 5, 2022, at 10:00 a.m.

IT IS SO ORDERED.

Dated: May 16, 2022



UNITED STATES MAGISTRATE JUDGE